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March 31, 2010

Ms. Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, S.W.
Suite TW-A325
Washington, DC 20554

Re: **EB Docket No. 06-36**
File No. EB-10-TC-359

Dear Ms. Dortch:

It has come to our attention that footnotes 1 and 2 in the letter filed on behalf of Wecom, Inc. on March 26th were incomplete and have been slightly revised.

A corrected copy is submitted for the Commission's files.

If there are any questions concerning this matter, kindly contact the undersigned.

Sincerely,


William K. Keane

Attachment

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File No. EB-10-TC-359

Dear Ms. Dortch:

This is in response to your letters of February 26, 2010 concerning the absence of a customer proprietary network information ("CPNI") certification for the years 2008 and 2009 by Wecom, Inc.

During these years -- and to the present -- Wecom's business has consisted of: (1) the provision of point-to-point microwave service to three business and governmental customers; and (2) the provision of mobile radio dispatch equipment and maintenance to a local police department. The customers in question represent a regional hospital; a high school; a police department; and a government entity which operates a network of TV translators for the citizens of Mohave County.

Each of these arrangements was individually negotiated with a specific solution tailored to the customers' individual needs. In other words, there was no indifferent holding out "directly to the public, or to such classes of users as to be effectively available to the public..." 47 U.S.C. § 153(46). Thus, it is submitted that Wecom should not be viewed as a "telecommunications carrier." See *National Association of Regulatory Utility Commissioners vs. FCC*, 525 F.2d 630, 641 (D.C. Cir. 1976).¹

¹ Years ago Wecom Inc. held a certificate of public convenience and necessity from the State of Arizona and offered commercial radio service pursuant to published rates and conditions. However, as its customer base has evolved, so too has the nature of its business. I am advised that Wecom has not held a certificate of public convenience since July 2, 1987.

Colleen Heitkamp
March 31, 2010
Page 2

Duane Morris

Apart from this, Wecom does not have access to, or collect CPNI for these or any other customers. No pretexter could gain data from Wecom regarding its customers' CPNI.²

However, the situation described above is changing. In the near future Wecom expects to open a new line of business; namely, the resale of voice-over-Internet protocol service. The VoIP will enable customers to make two-way, real-time calls to and from the PSTN. In anticipation of this and in advance of the next annual certification, Wecom has formulated the CPNI policies attached thereto, and provides the attached certification.

If there are any questions concerning this matter, kindly contact the undersigned.

Sincerely,



William K. Keane

Attachment

² For the sake of completeness, it is noted that Wecom's contract with the hospital contains specific provisions protective of health records, and that the hospital can (and does) contact Wecom directly when it has any issues to discuss. (Wecom's staff consists of a total of 14 persons. There is no call center involved with any of its customer arrangements.)

Annual 47 C.F.R. § 64.2009(e) CPNI Certification

EB Docket 06-36

Annual 64.2009(e) CPNI Certification.

1. Date filed: March 26, 2010
2. Name of company(s) covered by this certification: Wecom, Inc.
3. Form 499 Filer ID: 827421
4. Name of signatory: Noelle Trahan
5. Title of signatory: President
6. Certification:

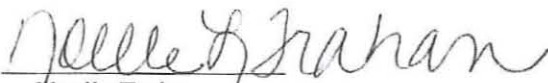
I, Noelle Trahan, certify that I am President of Wecom, Inc., and acting as an agent of the company; and that I have personal knowledge that the company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. See 47 C.F.R. § 64.2001 *et seq.*

Attached to this certification is a statement explaining how the company's procedures ensure that it is in compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules.

The company has not taken actions (proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission) against data brokers against data brokers in the past year.

The company has not received customer complaints in the past year concerning the unauthorized release of CPNI.

The statements made in the accompanying letter from our counsel and in the Compliance Statement are true and correct.

Signed 
Noelle Trahan
President

Attachments: Accompanying Statement explaining CPNI procedures
Explanation of actions taken against data brokers (if applicable)
Summary of customer complaints (if applicable)

WECOM, INC. - CPNI COMPLIANCE STATEMENT

During 2008 and 2009, Wecom, Inc. provided leased microwave service to a hospital, a police department, and a local governmental entity which operates a TV translator network for the citizens of rural Mohave County, Arizona.

Wecom is not aware of the specifics of any particular messages or communications sent or received via its microwave links. It does not switch the traffic. It does not bill for the service on a per message or per usage basis. It bills for its service on a monthly, flat rate basis. No pretexter could gain information from Wecom concerning the details of its customers' communications.

With respect to its impending launch of a VOIP service via resale, Wecom offers the following:

Wecom (or "the Company") operates its facilities in a manner that ensures adherence to the rules of the Federal Communications Commission relating to the handling of customer proprietary network information ("CPNI") and the prompt reporting of any circumstances or events in which the security of CPNI may have been breached or compromised.

1. The Company will follow Commission CPNI rules and policies to the extent it comes into possession of any CPNI. The Company will ensure that it is appropriately updated with CPNI rule revisions and has designated Noelle Trahan as its CPNI compliance officer to supervise and enforce the implementation of CPNI protective measures and mandated reporting.
2. The Company will ensure that its employees are trained with respect to the proper handling of CPNI and the security requirements relating thereto based on the materials referenced in Item #1 above.
3. The Company has not during the recent reporting period utilized any CPNI data in connection with any sales or marketing campaigns within the scope of the Commission's CPNI rules. However, should any such sales or marketing campaigns

be initiated in the future, the Company will utilize a system in which the status of a customer's CPNI approval can be determined prior to its use.

4. It is the Company's policy to maintain a record of any instance or circumstance in which CPNI under its control is disclosed or furnished to third parties, or where third parties are granted access to CPNI. This record will include a description of each sales or marketing campaign, the CPNI used in the campaign, and the identity of products or services that are offered as a part of such campaign.
5. The Company will maintain a supervisory review process for compliance with record-keeping associated with any sales or marketing campaign that utilizes CPNI, and will require the maintenance of such records for a minimum period of one year. In the event any sales or marketing campaigns are undertaken that make use of CPNI data, any person so engaged shall ensure that customer notifications and opt-out elections are properly recorded and followed.
6. The Company will notify law enforcement and all affected customers of the unauthorized disclosure of CPNI in accordance with the time limits imposed by the FCC.
7. The Company took no actions against data brokers or "pretexters" during the reporting period (2009) including, without limitation, any proceedings initiated by the Company at the FCC, any state public utility commission or in any court system.
8. The Company has determined that no data broker or "pretexter" has attempted to access CPNI on any portion of its system.
9. The following is a summary of customer complaints received during the reporting period relating to the unauthorized release of CPNI:

Number of customer complaints: **Zero**

Number of instances of improper access by employees: **Zero**

Number of instances of improper disclosure to unauthorized persons: **Zero**

Number of instances of improper access to online information
by unauthorized persons: **Zero**

Number of other instances of improper access or disclosure: **Zero**

Description of instances of improper access or unauthorized
disclosure: **Zero**